



MEMORANDUM
Harvey Ruvlin
Clerk of the Circuit and County Courts
Clerk of the Board of County Commissioners
Miami-Dade County, Florida
(305) 375-5126
(305) 375-2484 FAX
www.miami-dadeclerk.com

INLUC
Agenda Item No. 6 (A)
February 08, 2005

TO: Honorable Chairwoman Seijas
and Members of the Infrastructure
and Land Use Committee

DATE: February 1, 2005

Kay M. Sullivan

FROM: Kay M. Sullivan, Director
Clerk of the Board

SUBJECT: Approval of Commission
Committee Minutes

The following Clerk's Summary of Minutes is submitted for approval by the Committee:

➤ December 7, 2004

KS:as
Attachment



Stephen P. Clark
Government Center
111 N.W. 1st Street
Miami, FL 33128

CLERK'S SUMMARY OF Meeting Minutes Governmental Operations and Environment Committee

Natacha Seijas (13), Chairperson; Jose "Pepe" Diaz (12), Vice Chairperson;
Commissioners Barbara Carey-Shuler (3), Dorrin D. Rolle (2), Rebeca Sosa (6); and
Javier D. Souto (10)

Tuesday, December 7, 2004

9:30 AM

COMMISSION CHAMBERS

Members Present: Dr. Barbara Carey-Shuler, Jose "Pepe" Diaz, Dorrin D. Rolle, Natacha Seijas, Rebeca Sosa, Sen. Javier D. Souto.

Members Absent: None.

Members Late: None.

Members Excused: None.

043331 Report

NOTE: THE PORTION OF EACH RESOLUTION
REFLECTING COMMISSIONERS' VOTES WILL BE
UPDATED FOR THE NEXT COUNTY COMMISSION
MEETING.

1A INVOCATION

1B PLEDGE OF ALLEGIANCE

1C ROLL CALL

Report: *The following staff support was present: Deputy County Manager Pete Hernandez; Assistant County Manager Joseph Ruiz; Assistant County Attorneys Joni Armstrong-Coffey and Henry Gillman; and Deputy Clerks Diane Collins and Alicia Stephenson.*

1D CHAIRPERSON

1D1

043304 Report

REMARKS FROM CHAIRPERSON SEIJAS

Report: *Chairperson Seijas noted today's meeting would be the last meeting of GOE and stated that she enjoyed serving 2 years as GOE's Chair. She thanked staff assigned to the Committee. She stated that the County Commission Chairman, Joe Martinez, would assign members to committees in January.*

Commissioner Seijas noted that County Commission Chairman Joe Martinez had distributed a memorandum appointing Commissioner Carey-Shuler to the Governmental Operations and Environment Committee (GOE), in place of himself.

1E

043406 Report

CHANGES TO TODAY'S AGENDA-DECEMBER 7, 2004

Presented

Report: *Assistant County Attorney Henry Gillman indicated that in addition to the County Manager's memorandum entitled, "Requested Changes to the Governmental Operations and Environment Committee Agenda" (December 7, 2004), the following additional change had been requested: the addition of Agenda Item 2L Substitute.*

It was moved by Commissioner Diaz that the Committee approve the County Manager's changes to today's agenda, with the additional change presented by the Assistant County Attorney. This motion was seconded by Commissioner Sosa and, upon being put to a vote, passed by a vote of 4-0 (Commissioners Carey-Shuler and Souto were absent).

2 DEPARTMENTS

2A

043203 Resolution

RESOLUTION ACCEPTING SEVEN PARK NATURAL AREAS FOR MANAGEMENT BY THE ENVIRONMENTALLY ENDANGERED LANDS (EEL) PROGRAM AND ADDING THESE NATURAL AREAS TO THE EEL PRIORITY A ACQUISITION LIST (Department of Environmental Resources Management)

Forwarded to BCC with a favorable recommendation

Mover: Sosa

Second: Rolle

Vote: 5-0

Absent: Souto

2B

043204 Resolution

RESOLUTION AUTHORIZING THE COUNTY MANAGER TO EXECUTE AN INTERLOCAL AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE CITY OF HIALEAH FOR SPECIFIED WATER AND SEDIMENT QUALITY SAMPLING AND ANALYSIS; AND TO EXERCISE THE PROVISIONS CONTAINED THEREIN (Department of Environmental Resources Management)

Forwarded to BCC with a favorable recommendation

Mover: Sosa

Second: Rolle

Vote: 5-0

Absent: Souto

2C

043201 Resolution

RESOLUTION APPROVING THE APPOINTMENT OF A REPLACEMENT MEMBER TO THE BISCAYNE NATIONAL PARK BUFFER DEVELOPMENT REVIEW COMMITTEE (Department of Planning & Zoning)

Forwarded to BCC with a favorable recommendation

Mover: Sosa

Second: Rolle

Vote: 5-0

Absent: Souto

2D

043261 Resolution

RESOLUTION PROVIDING FOR AN AMENDMENT OF THE LEAVE MANUAL AS PART OF THE MIAMI-DADE COUNTY PERSONNEL RULES (Employee Relations Department)

Forwarded to BCC with a favorable recommendation

Mover: Sosa

Second: Rolle

Vote: 5-0

Absent: Souto

2E

043219 Resolution

RESOLUTION AUTHORIZING THE SALE IN LIEU OF CONDEMNATION OF A PORTION OF PROPERTY LOCATED AT 1175 NW SOUTH RIVER DRIVE TO THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION FOR THE RECONSTRUCTION OF THE NW 12 AVENUE BRIDGE; AUTHORIZING THE COUNTY MANAGER TO EXECUTE THE CONTRACT FOR SALE AND PURCHASE AND AUTHORIZING THE MAYOR TO EXECUTE A COUNTY DEED (General Services Administration Department)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Rolle

Vote: 4-0

Absent: Carey-Shuler, Souto

2F

043192 Resolution

RESOLUTION APPROVING EXECUTION OF AMENDMENT NUMBER ONE TO AGREEMENT FOR BILLING OF STORMWATER CHARGES BETWEEN THE COUNTY AND CITY OF SOUTH MIAMI TO PROVIDE FOR A ONE TIME BILLING SERVICE OF GARBAGE CONTAINERS BY COUNTY (Water & Sewer Department)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Rolle

Vote: 4-0

Absent: Carey-Shuler, Souto

Report: *Assistant County Attorney Henry Gillman read the foregoing proposed resolution into the record.*

Commissioner Seijas, as Committee Chairperson, asked South Miami Public Works Department Director W. Ajibola Baloqun, R.E.M., to distribute cards to residents of the City of South Miami stating that South Miami, not Miami-Dade County, assessed the \$50 charge for new garbage containers.

Commissioner Sosa requested a copy of this card be provided to the County Commission prior to consideration of this item by the full Board. She asked that when charges by municipalities appear on Miami-Dade County bills in the future, the bills clearly indicate that the County is not assessing the charges.

2G

043217 Resolution

RESOLUTION AUTHORIZING THE COUNTY MANAGER TO ADVERTISE A REQUEST FOR PROPOSALS FOR AND ON BEHALF OF MIAMI-DADE COUNTY TO OBTAIN A GROUP LIFE INSURANCE PROGRAM, TO EXERCISE ANY CANCELLATION AND RE-ADVERTISEMENT PROVISIONS AND TO EXERCISE ALL OTHER RIGHTS CONTAINED THEREIN RFP NO. 467 (Procurement Management Department)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Second: Rolle

Vote: 4-0

Absent: Carey-Shuler, Souto

2H

042922 Resolution

RESOLUTION AUTHORIZING EXECUTION OF A TRI-PARTY PRE-EMPTION AGREEMENT AMONG MIAMI-DADE COUNTY, THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION, AND FLORIDA EAST COAST RAILWAY, LLC FOR THE SYNCHRONIZATION OF RAILROAD CROSSING DEVICES AND TRAFFIC SIGNALS AT NE 36 STREET AND NE SECOND AVENUE (Public Works Department)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Second: Sosa

Vote: 4-0

Absent: Carey-Shuler, Souto

Report: *Following the reading of this resolution by Assistant County Attorney Henry Gillman, Public Works Department Director Aristides Rivera advised that this item included language that addressed the concerns raised at a prior Committee meeting regarding liability.*

Deputy County Manager Pete Hernandez added that the Florida Department of Transportation and the Florida East Coast Railway accepted the revised language.

2I

043029 Resolution

RESOLUTION AUTHORIZING EXECUTION OF A ROAD TRANSFER AGREEMENT WITH THE VILLAGE OF PALMETTO BAY TO TRANSFER THE JURISDICTION, OWNERSHIP AND CONTROL OF THE LOCAL PUBLIC ROADS WITHIN THE CORPORATE LIMITS OF THE VILLAGE OF PALMETTO BAY; AND AUTHORIZING THE COUNTY MANAGER TO EXERCISE THE PROVISIONS THEREIN (Public Works Department)

Amended

Report: *See Agenda Item No. 2I Amended (Legislative File # 043426).*

2I amd

043426 Resolution

RESOLUTION AUTHORIZING EXECUTION OF A ROAD TRANSFER AGREEMENT WITH THE VILLAGE OF PALMETTO BAY TO TRANSFER THE JURISDICTION, OWNERSHIP AND CONTROL OF THE LOCAL PUBLIC ROADS WITHIN THE CORPORATE LIMITS OF THE VILLAGE OF PALMETTO BAY; AND AUTHORIZING THE COUNTY MANAGER TO EXERCISE THE PROVISIONS THEREIN [SEE ORIGINAL ITEM UNDER LEGISTAR FILE NO. 043029] (Public Works Department)

Forwarded to BCC with a favorable recommendation with committee amendment(s)

Mover: Diaz

Seconder: Sosa

Vote: 4-0

Absent: Carey-Shuler, Souto

Report: *The Committee amended the foregoing proposed resolution to include the language, "The County shall remain responsible for the planning, design, construction, improvement, and maintenance of all stormwater drainage-related functions of the road segments at the same level of service provided in UMSA until such a time that the Miami-Dade County Board of County Commissioners approves the city's request for exemption, opting out of the Miami-Dade County Stormwater Utility."*

2J

043032 Resolution

RESOLUTION AUTHORIZING EXECUTION OF A ROAD TRANSFER AGREEMENT WITH THE CITY OF DORAL TO TRANSFER THE JURISDICTION, OWNERSHIP AND CONTROL OF THE LOCAL PUBLIC ROADS WITHIN THE CORPORATE LIMITS OF THE CITY OF DORAL; AND AUTHORIZING THE COUNTY MANAGER TO EXERCISE THE PROVISIONS THEREIN (Public Works Department)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Sosa

Vote: 4-0

Absent: Carey-Shuler, Souto

2K

043200 Resolution

RESOLUTION AUTHORIZING EXECUTION OF A ROAD TRANSFER AGREEMENT WITH THE CITY OF HIALEAH TO TRANSFER THE JURISDICTION, OWNERSHIP AND CONTROL OF THE LOCAL PUBLIC ROADS AND CANALS WITHIN THE CITY OF HIALEAH'S RECENTLY ANNEXED CORPORATE LIMITS IN PORTIONS OF SECTIONS 16, 17, 20 AND 21, TOWNSHIP 52 SOUTH, RANGE 40 EAST, MIAMI-DADE COUNTY, FLORIDA; AND AUTHORIZING THE COUNTY MANAGER TO EXERCISE THE PROVISIONS THEREIN (Public Works Department)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Sosa

Vote: 4-0

Absent: Carey-Shuler, Souto

Report: *Ms. Melissa Tapanes Llahues, law firm of Bercow and Radell, 200 South Biscayne Boulevard, asked that the Committee bifurcate and defer paragraph 3 of the road transfer agreement relating to the transfer of certain canal drainage easements from the County to the City of Hialeah, in order to conduct further research as to ownership.*

Commissioner Diaz asked Deputy County Manager Pete Hernandez and Assistant County Attorney Henry Gillman to clarify and resolve any questions regarding the canal drainage easement property rights of the owners of Rinker Lake property prior to this resolution being presented before the Board in January, 2005.

Commissioner Sosa asked the County Attorney's Office to include language in the Road Transfer Agreement, before this resolution returned to the Board in January, 2005, specifying that the County would assign and transfer only property owned by the County to the City of Hialeah.

There being no other discussion, the Committee proceeded to vote on this resolution.

2L

043190 Bid Advertisement

REQUEST TO ADVERTISE FOR REMOVAL OF CALCIUM CARBONATE RESIDUALS FROM MIAMI SPRINGS LAGOON, PROJECT NO. W-813, LOCATED AT SHADOW WAY AND DOVE AVENUE, IN THE CITY OF MIAMI SPRINGS, MIAMI-DADE COUNTY FLORIDA (Water & Sewer Department)

Withdrawn

Report: *See Agenda Item 2L Substitute-Legislative File # 043381*

2L Substitute

043381 Bid Advertisement

REQUEST TO ADVERTISE FOR REMOVAL OF
CALCIUM CARBONATE RESIDUALS FROM MIAMI
SPRINGS LAGOON, PROJECT NO. W-813, LOCATED
AT SHADOW WAY AND DOVE AVENUE, IN THE CITY
OF MIAMI SPRINGS, MIAMI-DADE COUNTY FLORIDA
(Water & Sewer Department)

*Forwarded to BCC with a favorable
recommendation*

Mover: Diaz

Second: Sosa

Vote: 4-0

Absent: Carey-Shuler, Souto

Report: *Assistant County Attorney Henry Gillman read the
foregoing resolution into the record.*

*Commissioner Rolle asked Deputy County
Manager Pete Hernandez and Assistant County
Manager Joseph Ruiz to determine whether the
County's hauling pool could be utilized for this
project.*

*Commissioner Sosa asked that the County
Attorney's Office work with the City of Miami
Springs to develop language to address safety
issues relating to this project.*

3 COUNTY COMMISSION

3A

042376 Ordinance**Bruno A. Barreiro,****Natacha Seijas**

ORDINANCE RELATING TO ELECTION CAMPAIGN
FINANCING TRUST FUND; REPEALING SECTION 12-22
OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA
ESTABLISHING ELECTION CAMPAIGN FINANCING
TRUST FUND; PROVIDING SEVERABILITY,
INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

*Deferred to no date certain**Mover: Sosa**Seconder: Diaz**Vote: 5-0**Absent: Carey-Shuler*

Report: *Assistant County Attorney Henry Gillman read the foregoing proposed ordinance into the record.*

Chairperson Seijas opened the meeting for public input. There being no one to appear, the public hearing was closed.

Commissioner Barreiro spoke in support of the foregoing proposed ordinance. He provided his reasons for requesting a repeal of the public financing of election campaigns.

Commissioner Sosa commented that when the voters had approved the public financing of election campaigns they had not realized that taxpayers' dollars would be used. She proposed that the question be put to the voters again, and that it clearly indicate that taxpayers' dollars would be used for the public financing of election campaigns.

Mr. Robert Meyers, Executive Director, Commission on Ethics & Public Trust, noted the problems that had occurred in the past with the public financing of election campaigns, and proposed that prior to repealing the ordinance, major modifications be made.

Commissioner Sosa expressed concern that one of the intents of the ordinance was to place a cap on the amount of campaign contributions that could be collected, however, this was not being accomplished.

Following further discussion, the members of the Committee requested that this proposed ordinance be deferred to a workshop of the full Commission on December 15, 2004 or to the first meeting in January, 2005 for further discussion.

3B

043141 Ordinance**Katy Sorenson,****Dennis C. Moss**

ORDINANCE CREATING AND ESTABLISHING THE HOMESTEAD EDUCATIONAL FACILITIES BENEFIT DISTRICT ("EFBD" OR "HOMESTEAD EFBD"), UPON APPROVAL OF AN INTERLOCAL AGREEMENT WITH THE SCHOOL BOARD OF MIAMI-DADE COUNTY AND THE CITY OF HOMESTEAD; PROVIDING FOR HOMESTEAD EFBD NAME, DESCRIPTION, BOUNDARIES, POWERS AND DUTIES; PROVIDING FOR EXERCISE OF CERTAIN EFBD POWERS, INCLUDING FINANCING AND NON-AD VALOREM ASSESSMENT POWERS, UPON EXECUTION OF INTERLOCAL AGREEMENT BY EFBD; PROVIDING FOR EFBD BOARD OF SUPERVISORS; PROVIDING QUALIFICATIONS, TERMS OF OFFICE, QUORUM AND ELECTIONS FOR BOARD OF SUPERVISORS; PROVIDING SEVERABILITY, EXCLUSION FROM THE CODE AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NO. 042644] [SEE AGENDA ITEM NO. 043154]

Forwarded to BCC with a favorable recommendation

Mover: Carey-Shuler

Secunder: Rolle

Vote: 3-1

No: Seijas

Absent: Sosa, Souto

Report: *There being no objection, the Committee considered Agenda Items 3B and 3C simultaneously, but voted on them separately.*

Chairperson Seijas opened the meeting for public input.

Mr. Juan Mayol, 1 SE 3 Avenue, attorney, appeared before the Committee in support of the foregoing proposed ordinance. He explained the purpose of the EFBD (Educational Facilities Benefit District) was to finance and construct school facilities. He noted the City of Homestead and the School District had approved the interlocal agreement. Mr. Mayol noted the proposed district impacted approximately 9,000 residential units being built within the City of Homestead and would result in the construction of three new schools. He explained that the special assessment would be paid by the homeowners within the district. Mr. Mayol noted that in addition to the disclosure requirements provided for in the interlocal agreement and current law, a declaration of restrictions was prepared that would require a number of disclosures to prospective home buyers within the impacted area, including providing the exact amount of the assessment and providing for relief to the home buyer for failure to disclose.

The following individuals appeared before the Committee in support of the foregoing proposed ordinance and companion resolution:

*City of Homestead Mayor Roscoe Warren
Ms. Lois Jones, City of Homestead Education Committee and Mayor's Youth Council
Ms. Evelyn Greer, School Board of Miami-Dade County Public Schools member
Dr. Marta Pérez, School Board of Miami-Dade County Public Schools member
Mr. George Size (phonetic) 647 SE 27 Terrace*

The following individuals appeared before the Committee in opposition to the foregoing proposed ordinance:

*Mr. Angel Lazo, 1400 SE 23 Drive, Keys Landing, Homestead
Mr. John Wilkes, 1404 SE 23 Drive, Keys Landing, Homestead*

Commissioner Diaz asked that when this item was presented to the full Board there be assurances provided that children attending educational facilities within the EFBD boundaries would be treated equally whether or not they resided in an EFBD assessment area.

Assistant County Attorney Joni Armstrong-Coffey indicated that the interlocal agreement could include a provision that the School Board of Miami-Dade County would continue to meet its state and federal obligations to maintain a diversity of community.

3C

043154 Resolution

**Katy Sorenson,
Dennis C. Moss**

RESOLUTION AUTHORIZING EXECUTION OF INTERLOCAL AGREEMENT WITH THE SCHOOL BOARD OF MIAMI-DADE COUNTY, FLORIDA, THE CITY OF HOMESTEAD, AND THE HOMESTEAD EDUCATIONAL FACILITIES BENEFIT DISTRICT ("EFBD"), CREATING THE EFBD TO FINANCE CONSTRUCTION, OPERATION, AND MAINTENANCE OF CERTAIN PUBLIC SCHOOL FACILITIES; AUTHORIZING THE COUNTY MANAGER TO EXERCISE THE TERMINATION PROVISIONS CONTAINED THEREIN [SEE ORIGINAL ITEM UNDER FILE NO. 042808] [SEE AGENDA ITEM NOS. 043141]

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Rolle

Vote: 3-1

No: Seijas

Absent: Sosa, Souto

Report: *See note under Agenda Item 3B, Legislative File # 043141.*

3D

043225 Resolution**Sen. Javier D. Souto**

RESOLUTION CODESIGNATING SW 102ND AVENUE
FROM SW 32ND STREET TO SW 16TH STREET AS
ARTURO PINO AVENUE

Public Hearing deferred

3E

041315 Ordinance**Rebeca Sosa**

ORDINANCE RELATING TO THE RESIDENCY
REQUIREMENTS OF MIAMI-DADE COUNTY
EMPLOYEES; AUTHORIZING HUMANITARIAN
WAIVERS FOR CURRENT EMPLOYEES ONLY;
AMENDING SECTION 2-11.17 OF THE CODE OF MIAMI-
DADE COUNTY, FLORIDA; PROVIDING
SEVERABILITY, INCLUSION IN THE CODE AND AN
EFFECTIVE DATE

Withdrawn

Report: *See Agenda Item 3E Substitute-Legislative File #
043368*

3E SUBSTITUTE

043368 Ordinance**Rebeca Sosa**

ORDINANCE RELATING TO RESIDENCY
REQUIREMENTS FOR MIAMI-DADE COUNTY
EMPLOYEES AMENDING SECTION 2-11.17 OF THE
CODE OF MIAMI-DADE COUNTY, FLORIDA;
AUTHORIZING THE COUNTY MANAGER TO WAIVE
THE REQUIREMENTS UNDER CERTAIN CONDITIONS;
PROVIDING SEVERABILITY, INCLUSION IN THE
CODE, AND AN EFFECTIVE DATE [SEE ORIGINAL
ITEM UNDER FILE NO. 041315]

*Forwarded to BCC without a
recommendation**Mover: Sosa**Seconder: Seijas**Vote: 4-0**Absent: Carey-Shuler, Souto*

3F

043229 Resolution**Jose "Pepe" Diaz**

RESOLUTION IDENTIFYING THE CAPITAL
IMPROVEMENTS INFORMATION SYSTEM AS THE
CENTRAL DATABASE FOR CAPITAL IMPROVEMENTS
PROJECT REPORTING

Deferred to no date certain

3G

043131 Resolution

Dennis C. Moss

RESOLUTION DIRECTING COUNTY MANAGER TO PROVIDE LIVE WEBCASTS OF MIAMI-DADE T.V., INCLUDING THE MEETINGS OF THE BOARD OF COUNTY COMMISSIONERS AND ITS COMMITTEES [SEE ORIGINAL VERSION UNDER FILE NO. 042994]

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Rolle

Vote: 4-0

Absent: Carey-Shuler, Souto

Report: *Assistant County Attorney Henry Gillman read the foregoing proposed resolution into the record.*

Chairperson Seijas asked how the County could increase the number of projected viewers of meetings held in the Commission Chambers via live webcasts.

Ms. Carmen Suarez, Enterprise Technology Services Systems Department (ETSD) Support Manager, noted that the initial implementation of live webcasts would reach approximately 2,000 viewers and an additional two thousand viewers could be added at a cost of approximately \$300,000. She noted as the technology became more wide streamed, the costs for increasing viewers would decrease.

The Committee proceeded to vote on this resolution.

3G SUPPLEMENT

043369 Report

SUPPLEMENTAL INFORMATION RE: LIVE WEBCASTS OF COMMISSION AND COMMITTEE MEETINGS

Report Received

3H

043058 Resolution

Katy Sorenson

RESOLUTION DIRECTING THE COUNTY MANAGER TO RECOMMEND MEASURES TO ENCOURAGE DEVELOPMENT OF PUBLIC EDUCATIONAL FACILITIES AT TRANSIT STATIONS AND ALONG TRANSIT CORRIDORS

Deferred to no date certain
Mover: Sosa
Seconder: Rolle
Vote: 4-0
Absent: Carey-Shuler, Souto

Report: *Assistant County Attorney Henry Gillman read the foregoing proposed resolution into the record.*

After Commissioner Sorenson introduced this resolution, she accepted a friendly amendment proposed by Commissioner Sosa, that safety issues be addressed according to age group of children.

Mr. Rolando Yanes (phonetic), 5910 SW 35 Street, representative of the Latin Builders' Association on the Working Group on Public Schools Overcrowding Relief spoke in support of this resolution.

Chairperson Seijas expressed her concern with the foregoing proposed resolution.

Commissioner Sosa recommended this resolution be deferred in order to receive input from the Miami-Dade Police Department regarding its impact, clarification of safety issues and to receive further input from her colleagues.

There being no other discussion, the Committee proceeded to defer this resolution.

3I

043143 Resolution

Katy Sorenson

RESOLUTION ACCEPTING REPORT OF WORKING GROUP ON PUBLIC SCHOOLS OVERCROWDING RELIEF AND DIRECTING THE COUNTY MANAGER TO COORDINATE WITH THE SCHOOL BOARD AND OTHER INTERESTED PARTIES TO IMPLEMENT THE FINAL REPORT'S RECOMMENDATIONS [SEE ORIGINAL ITEM UNDER FILE NO. 043057]

Amended

Report: *See Agenda Item 3I Amended-Legislative File # 043393*

3I amd

043393 Resolution

Katy Sorenson

RESOLUTION ACCEPTING REPORT OF WORKING GROUP ON PUBLIC SCHOOLS OVERCROWDING RELIEF [SEE ORIGINAL ITEM UNDER FILE NOS. 043057 AND 043143]

Forwarded to BCC with a favorable recommendation with committee amendment(s)

Mover: Diaz

Seconded: Sosa

Vote: 4-0

Absent: Carey-Shuler, Souto

Report: *Chairperson Seijas asked for a motion on the foregoing proposed resolution.*

It was moved by Commissioner Diaz that the Committee forward the foregoing proposed resolution to the Board of County Commissioners with a favorable recommendation. This motion was seconded by Commissioner Rolle and, upon being put to a vote, passed by a vote of 4-0 (Commissioners Sosa and Souto were absent).

Later in this meeting, it was moved by Commissioner Diaz that the Committee reconsider the foregoing proposed resolution. This motion was seconded by Chairperson Seijas and, upon being put to a vote, passed by a vote of 4-0 (Commissioners Dr. Barbara Carey-Shuler and Commissioner Souto were absent).

Commissioner Sosa stated, for the record, that the County Attorney's Office submitted written confirmation to her that she was not in conflict with Agenda Items 3H and 3I.

Commissioner Sorenson, sponsor of the foregoing resolution, accepted Commissioner Diaz' amendment to add the language "except for provision A-3 which had already been implemented by ordinance" to the last sentence of paragraph 3 on handwritten page 4.

Commissioner Sosa expressed concern with the Legislative Initiative identified as A-1. She requested that this resolution include clarification that the Commission did not recommend an increase in taxes.

Chairperson Seijas expressed concern with the resolution's provisions that directed the County Manager to coordinate the implementation of the recommendations of the Working Group on Public Schools Overcrowding Relief.

Following discussion, it was moved by Commissioner Diaz that the Committee forward the foregoing proposed resolution to the Board of County Commissioners with a favorable recommendation with a committee amendment to strike the phrase "and directs the County Manager to coordinate with the School Board and other interested parties in implementing its recommendations." from this resolution. This motion was seconded by Commissioner Sosa and, upon being put to a vote, passed by a vote of 4-0 (Commissioners Dr. Barbara Carey-Shuler and Commissioner Souto were absent).

Assistant County Attorney Joni Armstrong-Coffey clarified that because this amendment removed the direction to the County Manager, the Committee did not need to add the phrase "except for provision A-3 which had already been implemented by ordinance.", previously suggested by Commissioner Diaz.

4 COUNTY MANAGER

4A

043242 Resolution

RESOLUTION RATIFYING THE COUNTY MANAGER'S ACTION, AS AUTHORIZED BY THE EXPEDITE ORDINANCE NO. 00-104, IN APPROVING ACTIVITIES LISTED ON THE ATTACHED SCHEDULES FOR CAPITAL IMPROVEMENT PROJECTS (County Manager)

Amended

Report: See Agenda Item 4A Amended-Legislative File # 043455.

4A Amended

043455 Resolution

RESOLUTION RATIFYING THE COUNTY MANAGER'S ACTION, AS AUTHORIZED BY THE EXPEDITE ORDINANCE NO. 00-104, IN APPROVING ACTIVITIES LISTED ON THE ATTACHED SCHEDULE FOR CAPITAL IMPROVEMENT PROJECTS [SEE ORIGINAL ITEM UNDER LEGISTAR NO. 043242] (Capital Improvement Coordinator)

Forwarded to BCC with a favorable recommendation with committee amendment(s)

Mover: Sosa

Second: Rolle

Vote: 4-0

Absent: Souto, Carey-Shuler

Report: The Committee amended the foregoing item to delete the Kendall Soccer Field/Chuck Pezoldt Park, which was previously approved.

5 COUNTY ATTORNEY

6 CLERK OF THE BOARD

6A

043306 Report

APPROVAL OF COMMISSION COMMITTEE MINUTES
FOR NOVEMBER 9, 2004 (Clerk of the Board)

Deferred to no date certain

7 REPORTS

7A

043212 Report

REPORT RE: UPDATE TO FINANCIAL ASSESSMENT OF
THE DEPARTMENT OF SOLID WASTE MANAGEMENT
(County Manager)

Deferred to next committee meeting

Mover: Diaz

Seconder: Sosa

Vote: 4-0

Absent: Carey-Shuler, Souto

Report: *At the request of Chairperson Seijas, Solid Waste
Department Director Kathleen Woods-Richardson
began to present Agenda Item Nos. 7A and 7B.*

*Due to many concerns of Commissioner Diaz, the
Committee deferred the foregoing proposed
reports to the next Committee meeting.*

*Commissioner Sosa asked Department of Solid
Waste Management (SWM) Director Kathleen
Woods-Richardson to submit a report to the
County Commission on the status of the proposed
reduction in SWM employees by 52 positions due
to the automated garbage collection system.*

*Commissioner Seijas, as Committee Chairperson,
asked Ms. Woods-Richardson, SWM Director, to
meet with all commissioners, particularly
Commissioners Diaz and Sosa, and address any
concerns they had regarding these items.*

7B

043215 Report

REPORT RE: TRASH AND RECYCLING CENTER
SYSTEM REPORT (County Manager)

Deferred to next committee meeting

Mover: Diaz

Seconder: Sosa

Vote: 4-0

Absent: Carey-Shuler, Souto

Report: *See note under Agenda Item 7A, Legislative File
#043212.*

050144 Report

NON-AGENDA REPORT RE: LARCHMONT
DEVELOPMENT

Report: *Commissioner Rolle asked Public Works
Department Director Aristides Rivera to meet with
him regarding the feasibility of transferring roads
in the Larchmont development, located east of
Interstate 95 at NE 5 Avenue.*

*Commissioner Rolle asked Water and Sewer
Department Director Bill Brant to meet with him
regarding a privately owned wastewater pump
station in the Larchmont development area that
was malfunctioning.*

050146 Report

NON-AGENDA REPORT RE: FUNDING TO APEX

Report: *It was moved by Commissioner Diaz that the
Beacon Council be asked to find a way to provide
the necessary funding to offset relocation and
startup costs for Agencia De Promocao De
Exportacoes Do Brasil (APEX), the official export
promotion agency of Brazil seeking the
establishment of a distribution center in the Miami
Free Zone, and in the interim, that the County
Manager be directed to identify the funding source
in the amount of \$30,000 to secure APEX's section
in the Miami Free Zone. He asked that the County
Manager prepare a resolution for this
Committee's consideration at its next meeting.
This motion was seconded by Chairperson Seijas
and upon being put to a vote, passed by a vote of 4-
0. (Commissioners Carey-Shuler and Souto were
absent).*

8 ADJOURNMENT

Report: *There being no other business to come before the Committee, the Committee meeting was adjourned at 12:48 p.m.*